

# **FISCAL NOTE**

## **SB 158 - HB 208**

February 7, 2001

### **SUMMARY OF BILL:**

- Creates Class E felony offenses for the unlawful use of a theft detection shielding device and the unlawful removal of a theft detection device.
- Creates Class A misdemeanor offenses of unlawful possession of a theft detection shielding device and unlawful possession of a theft detection device remover
- Makes the activation of anti-shoplifting device grounds for detention by the owner or employee of the establishment.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$9,320/Incarceration\***

**Increase Local Govt. Expenditures - Not Significant**

**Increase Local Govt. Revenues - Not Significant**

Estimate assumes two Class E felony convictions each year. Impact from misdemeanor convictions depends upon the number of persons convicted of this offense and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill. However, such fiscal impact is not estimated to be significant.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

**SB 158 - HB 208**